

Before Final - Official

Practitioner's Docket No.: 939_026

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#8/Election
Marsha
4/23/03
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In re Application of: Sagio MIYAZAWA and Michio ASAI

Ser. No.: 09/857,540

Art Unit: 2875

Filed: July 23, 2001

Examiner: Dalei Dong

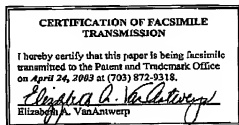
APR 24 2003

Confirmation No.: 6358

TECHNOLOGY CENTER 2800

For: HIGH PRESSURE DISCHARGE LAMP ARC TUBE AND METHOD OF
PRODUCING THE SAME

Assistant Commissioner for Patents
Washington, D.C. 20231



RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed April 14, 2003, applicants hereby
provisionally elect, with traverse, to prosecute the claims of Group I (claims 1-3) in this
application.

However, applicants respectfully traverse the restriction requirement since the subject
matter of claims 1 - 4 is sufficiently related that a thorough and complete search for the
subject matter of the elected claims would necessarily encompass a thorough and complete
search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that
search and examination of the entire application could be made without serious burden. See
MPEP §803 in which it is clearly stated that "[i]f the search and examination of an entire
application can be made without serious burden, the Examiner must examine it on the

merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to applicants and improper duplicative examination by the Patent Office.

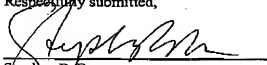
If the Examiner believes that contact with Applicants' attorney would be advantageous toward the disposition of this case, the Examiner is herein requested to call Applicants' attorney at the phone number noted below.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

April 24, 2003

Date


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FAX Transmission Sheet

April 24, 2003

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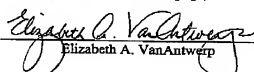
To: Examiner Dalei Dong Fax No. (703) 872-9318
From: Stephen P. Burr Fax No. (315) 233-8320
Re: In re the Application of: Sugio MIYAZAWA and Michio ASAI TECHNOLOGY CENTER 2800
Serial No.: 09/857,540 Art Unit: 2875
Date Filed: July 23, 2001 Conf. No. 6358
Title: HIGH PRESSURE DISCHARGE LAMP ARC TUBE AND METHOD OF
PRODUCING THE SAME
Our Docket No.: 939_026

You should receive 3 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

COMMENTS:

I hereby certify that the following paper(s) is/are being facsimile transmitted to Examiner Dalei Dong at (703) 872-9318 at the Patent and Trademark Office on April 24, 2003:

Paper	# of Pages
1. Response to Restriction Requirement	2
Total Pages (including cover page)	3


Elizabeth A. VanAntwerp

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